

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORKU.S. DISTRICT COURT
★

BETH GOLDBERG,

Plaintiff,

-against-

COACH USA and Z & B TOURS,

Defendants.

AMENDED
CIVIL CASE
MANAGEMENT
PLAN

04-CV-5571 (F13)

The following Amended Civil Case Discovery Plan and Scheduling Order is adopted pursuant to Rules 26(f) and 16 of the Federal Rules of Civil Procedure.

1. Any application to join additional parties to this action shall be made on or before December 30, 2005.
2. Any application to amend any pleading in this action shall be made on or before December 30, 2005.
3. Fact discovery, including depositions of fact witnesses, shall be completed by January 31, 2006.
4. Plaintiffs shall serve their expert disclosures by February 28, 2006.
5. Defendants shall serve their expert disclosures by April 14, 2006.
6. Expert depositions shall be conducted by May 31, 2006.
7. Final pre-trial conference scheduled for _____.

Dated: 9/30/05

HON. JOAN M. AZRACK

MOVANT'S COUNSEL IS DIRECTED
TO SERVE A COPY OF THIS ORDER
ON ALL PARTIES UPON RECEIPT

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REFER TO OUR FILE #: 78086

September 28, 2005

Post-It® Fax Note		7671	Date	9/28/05	# of pages	3
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Hon. Joan M. Azrack
 United States District Court
 U.S. Courthouse
 225 Cadman Plaza
 Brooklyn, New York 11201

Re: Goldberg vs. Coach USA and Z&B Tours
 04-CV-5571 (FB)

Dear Magistrate Judge Azrack:

As Your Honor may recall, this action involves an incident that occurred upon a charter bus wherein the plaintiff, a teacher, was injured. This letter is written to request an extension of the discovery deadlines in this matter. The basis for this request is that it was revealed at the September 9, 2005 deposition of the witness produced by defendant Z&B Tours that an entity known Landscape Charters and Travel Services, Inc. may be the actual entity that provided the transportation on the day of the accident. The plaintiff seeks this extension to permit the plaintiff to conduct discovery as against this potential new party, and to possibly add the said corporation as a party to this action, if appropriate.

This is the first request for an extension of the discovery schedule.

Please note that this request is on consent of Mr. Lombardo, counsel for defendant Z&B Tours, and Mr. Gallagher, counsel for defendant Coach USA.

In the event that Your Honor is amenable to granting this request, I have enclosed a proposed Amended Civil Case Management Plan.

Thank you for your consideration in this matter.

Very truly yours,

JACOBY & MEYERS, LLP

Eleanor L. Polimeni

ELEANOR L. POLIMENI, ESQ.

of FINKELSTEIN & PARTNERS, LLP

Of Counsel

cc : McMahon, Martine & Gallagher, LLP
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[Handwritten signature]